

CAREER AND TECHNICAL EDUCATION AMENDMENTS

Utah Institute of Technology Version

LONG TITLE

General Description:

This bill modifies provisions relating to career and technical education, including governance structures.

Highlighted Provisions:

This bill:

- ▶ modifies terminology, definitions, and other provisions relating to career and technical education;
- ▶ establishes a new governance structure for career and technical education, including the transition to:
 - the Utah Institute of Technology from the Utah College of Applied Technology;
 - the Utah Institute of Technology Board of Trustees from the UCAT Board of Trustees; and
 - campuses from the regional applied technology colleges;
- ▶ modifies the membership, appointment procedures, and duties of the Utah Career and Technical Education Board of Trustees;
- ▶ transfers the general control and supervision over the Salt Lake Skills Center from Salt Lake Community College to the Utah Institute of Technology through its Salt Lake/Tooele Campus; and
- ▶ makes technical corrections.

Monies Appropriated in this Bill:

None

Other Special Clauses:

This bill takes effect on July 1, 2009.

List of sections affected:

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

31 AMENDS:

32 53A-1-402

33 53A-15-202

34 53B-1-102

35 53B-1-103

36 53B-1-104

37 53B-2-104

38 53B-2-106

39 53B-2a-101

40 53B-2a-102

41 53B-2a-103

42 53B-2a-104

43 53B-2a-105

44 53B-2a-106

45 53B-2a-107

46 53B-2a-108

47 53B-2a-109

48 53B-2a-110

49 53B-2a-111

50 53B-2a-112

51 53B-2a-113

52 53B-6-101

53 53B-8-105

54 53B-8-108

55 53B-16-102

56 53B-16-204

57 53B-16-205

58 53B-16-206

59 53B-16-207

60 53B-16-208

61 ENACTS:

62 53B-2a-114

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

63 REPEALS:

64

65 Statutory text:

66

67 **53A-1-402. Board to establish minimum standards for public schools.**

68 (1) The State Board of Education shall establish rules and minimum standards for the
69 public schools that are consistent with this title, including rules and minimum standards
70 governing the following:

71 (a) (i) the qualification and certification of educators and ancillary personnel who
72 provide direct student services;

73 (ii) required school administrative and supervisory services; and

74 (iii) the evaluation of instructional personnel;

75 (b) (i) access to programs;

76 (ii) attendance;

77 (iii) competency levels;

78 (iv) graduation requirements; and

79 (v) discipline and control;

80 (c) (i) school accreditation;

81 (ii) the academic year;

82 (iii) alternative and pilot programs;

83 (iv) curriculum and instruction requirements;

84 (v) school libraries; and

85 (vi) services to:

86 (A) persons with a disability as defined by and covered under:

87 (I) the Americans with Disabilities Act of 1990, 42 U.S.C. 12102;

88 (II) the Rehabilitation Act of 1973, 29 U.S.C. 705(20)(A); and

89 (III) the Individuals with Disabilities Education Act, 20 U.S.C. 1401(3); and

90 (B) other special groups;

91 (d) (i) state reimbursed bus routes;

92 (ii) bus safety and operational requirements; and

93 (iii) other transportation needs; and

94 (e) (i) school productivity and cost effectiveness measures;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

- (ii) federal programs;
- (iii) school budget formats; and
- (iv) financial, statistical, and student accounting requirements.

(2) The board shall determine if:

- (a) the minimum standards have been met; and
- (b) required reports are properly submitted.

(3) The board may apply for, receive, administer, and distribute to eligible applicants funds made available through programs of the federal government.

(4) (a) The Utah ~~[College of Applied]~~ Institute of Technology shall provide competency-based career and technical education courses that fulfill high school graduation requirements, as requested and authorized by the State Board of Education.

(b) A school district may grant a high school diploma to a student participating in courses described under Subsection (4)(a) that are provided by the Utah ~~[College of Applied]~~ Institute of Technology.

53A-15-202. Powers of the board.

The State Board of Education:

(1) shall establish minimum standards for ~~[applied technology]~~ career and technical education programs in the public education system;

(2) may apply for, receive, administer, and distribute funds made available through programs of federal and state governments to promote and aid ~~[applied technology]~~ career and technical education;

(3) shall cooperate with federal and state governments to administer programs which promote and maintain ~~[applied technology]~~ career and technical education;

(4) shall cooperate with the Utah ~~[College of Applied]~~ Institute of Technology to ensure that students in the public education system have access to ~~[applied technology]~~ career and technical education at Utah ~~[College of Applied]~~ Institute of Technology campuses;

(5) shall require that before a minor student may participate in clinical experiences as part of a health care occupation program at a high school or other institution to which the student has been referred, the student's parent or legal guardian has:

- (a) been first given written notice through appropriate disclosure when registering and

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

127 prior to participation that the program contains a clinical experience segment in which the
128 student will observe and perform specific health care procedures that may include personal
129 care, patient bathing, and bathroom assistance; and

130 (b) provided specific written consent for the student's participation in the program and
131 clinical experience; and

132 (6) shall, after consulting with ~~[local]~~ school districts and charter schools, prepare and
133 submit an annual report to the governor and to the Legislature's Education Interim
134 Committee by October 31 of each year detailing:

135 (a) how the ~~[applied technology]~~ career and technical education needs of secondary
136 students are being met; and

137 (b) what access secondary students have to programs offered:

138 (i) at ~~[applied technology colleges]~~ campuses; and

139 (ii) within the regions served by Snow College and the College of Eastern Utah.

140

141 **53B-1-102. State system of higher education.**

142 (1) The state system of higher education consists of the following institutions:

143 (a) State Board of Regents;

144 (b) the University of Utah;

145 (c) Utah State University of Agricultural and Applied Science, hereafter referred to in
146 this title as Utah State University;

147 (d) Weber State University;

148 (e) Southern Utah University;

149 (f) Snow College;

150 (g) Dixie State College of Utah;

151 (h) the College of Eastern Utah;

152 (i) Utah Valley University;

153 (j) Salt Lake Community College;

154 (k) the Utah ~~[College of Applied]~~ Institute of Technology; and

155 (l) other public post-high school educational institutions as the Legislature may
156 designate.

157 (2) A change in the name of an institution within the system of higher education shall
158 not be considered a change in the role or mission of the institution, unless otherwise

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

159 authorized by the State Board of Regents.

160 (3) It is not the intent of the Legislature to increase the number of research
161 universities in the state beyond the University of Utah and Utah State University.

162 (4) These institutions are empowered to sue and be sued and to contract and be
163 contracted with.

164

165 **53B-1-103. Establishment of State Board of Regents -- Powers and authority.**

166 (1) There is established a State Board of Regents.

167 (2) (a) ~~[The]~~ Except as provided in Subsection (2)(b), the board is vested with the
168 control, management, and supervision of the institutions of higher education designated in
169 Section 53B-1-102 in a manner consistent with the policy and purpose of this title and the
170 specific powers and responsibilities granted to it.

171 (b) The board ~~[is vested with the following]~~ may only exercise powers relating to the
172 Utah ~~[College of Applied]~~ Institute of Technology and its ~~[college]~~ campuses~~[:]~~ that are
173 specifically provided in this title.

174 ~~[(i) approving each competency-based associate of applied technology degree before~~
175 ~~allowing a college campus to offer the degree;~~

176 ~~—— (ii) making rules governing the transfer of applied technology education degrees~~
177 ~~awarded by the Utah College of Applied Technology to other higher education institutions;~~

178 ~~—— (iii) appointing the president for the Utah College of Applied Technology in~~
179 ~~accordance with Section 53B-2a-102 and board policy; and~~

180 ~~—— (iv) facilitating and coordinating the operation of the Utah College of Applied~~
181 ~~Technology within the system of higher education.]~~

182 (c) (i) ~~[Except for the Utah College of Applied Technology, the]~~ The board may
183 modify the name of an institution under its control and management, as designated in
184 Section 53B-1-102, to reflect the role and general course of study of the institution.

185 (ii) Subsection (2)(c)(i) does not apply to the Utah Institute of Technology.

186 (3) The board is the State Postsecondary Review Entity for Utah for purposes of Title
187 IV, Part H, of the federal Higher Education Act of 1965, as amended by the Higher Education
188 Act Amendments of 1992.

189 (4) This section does not affect the power and authority vested in the State Board of
190 Education to apply for, accept, and manage federal appropriations for the establishment and

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

191 maintenance of ~~[applied technology]~~ career and technical education.

192

193 **53B-1-104. Membership of the board -- Student appointee -- Terms -- Oath --**

194 **Officers -- Committees -- Bylaws -- Meetings -- Quorum -- Vacancies -- Compensation.**

195 (1) (a) The board shall consist of 18 residents of the state.

196 (b) (i) Fifteen members shall be appointed by the governor with the consent of the
197 Senate.

198 (ii) (A) One additional member shall be appointed by the governor from nominations
199 of the student body presidents council.

200 (B) The council shall nominate three qualified, matriculated students enrolled in the
201 state institutions of higher education.

202 (C) Student body presidents are not eligible for nomination.

203 (iii) All appointments to the board shall be made on a nonpartisan basis.

204 (iv) In making appointments to the board, the governor shall select:

205 (A) individuals from the state at large with due consideration for geographical
206 representation; and

207 (B) at least three individuals with personal experience in ~~[applied technology]~~ career
208 and technical education, which could include service on a campus board of directors.

209 (c) (i) In addition to the members designated under Subsection (1)(b), two members
210 of the State Board of Education, appointed by the chair of the State Board of Education, shall
211 serve as nonvoting members of the board.

212 (ii) A nonvoting member shall continue to serve as a member without a set term until
213 the member is replaced by the chair of the State Board of Education.

214 (2) (a) Five members of the board, other than the student member and the State
215 Board of Education members, shall be appointed during each odd-numbered year to six-year
216 staggered terms which commence on July 1 of the year of appointment.

217 (b) (i) The student member shall be appointed for a one-year term and may be
218 reappointed for one additional term.

219 (ii) The student member has full voting rights and may vote on selection of a board
220 chair or vice chair, but not serve in either office.

221 (c) Board members shall hold office until their successors have been appointed and
222 qualified.

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

223 (3) (a) Each member of the board shall take the official oath of office before entering
224 upon the duties of office.

225 (b) The oath shall be filed with the Division of Archives and Records Services.

226 (4) The board shall elect a chair and vice chair from its members who shall serve
227 terms of two years and until their successors are chosen and qualified.

228 (5) (a) The board shall appoint a secretary from the staff of its chief executive to serve
229 at its discretion.

230 (b) The secretary shall be a full-time employee who receives a salary set by the
231 board.

232 (c) The secretary shall record and maintain a record of all board meetings and
233 perform other duties as the board directs.

234 (6) The board shall appoint a treasurer who serves at the discretion of the board.

235 (7) (a) The board may establish advisory committees.

236 (b) The powers and authority of the board are nondelegable, except as specifically
237 provided for in this title.

238 (c) All matters requiring board determination shall be addressed in a properly
239 convened meeting of the board or its executive committee.

240 (8) The board shall enact bylaws for its own government not inconsistent with the
241 constitution or the laws of this state.

242 (9) (a) The board shall meet regularly upon its own determination.

243 (b) The board may also meet, in full or executive session, at the request of its chair,
244 its executive officer, or five members of the board.

245 (10) A quorum of the voting members of the board is required to conduct its business
246 and consists of nine members.

247 (11) (a) A vacancy in the board occurring before the expiration of a voting member's
248 full term shall be immediately filled by appointment by the governor with the consent of the
249 Senate.

250 (b) The appointee serves for the remainder of the unexpired term.

251 (12) (a) Each member of the board shall receive a per diem as provided by law as
252 compensation for services for attending meetings of the board.

253 (b) Each member shall also be paid actual expenses incurred for attending meetings
254 of the board or its committees or for attending to any business of the institutions under the

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

255 direction of the board or authority of the board or its committees.

256

257 **53B-2-104. Memberships of board of trustees -- Terms -- Vacancies -- Oath --**
258 **Officers -- Bylaws -- Quorum -- Committees -- Compensation.**

259 (1) (a) The board of trustees of an institution of higher education consists of the
260 following:

261 (i) eight persons appointed by the governor and approved by the Senate; and

262 (ii) two ex officio members who are the president of the institution's alumni
263 association, and the president of the associated students of the institution.

264 (b) The appointed members of the boards of trustees for Utah Valley University and
265 Salt Lake Community College shall be representative of the interests of business, industry,
266 and labor.

267 (2) (a) The governor shall appoint four members of each board of trustees during
268 each odd-numbered year to four-year terms commencing on July 1 of the year of
269 appointment.

270 (b) An appointed member holds office until a successor is appointed and qualified.

271 (c) The ex officio members serve for the same period as they serve as presidents and
272 until their successors have qualified.

273 (3) When a vacancy occurs in the membership for any reason, the replacement shall
274 be appointed for the unexpired term.

275 (4) (a) Each member shall take the official oath of office prior to assuming the office.

276 (b) The oath shall be filed with the Division of Archives and Records Services.

277 (5) Each board of trustees shall elect a chair and vice chair, who serve for two years
278 and until their successors are elected and qualified.

279 (6) (a) Each board of trustees may enact bylaws for its own government, including
280 provision for regular meetings.

281 (b) (i) The board of trustees may provide for an executive committee in its bylaws.

282 (ii) If established, the committee shall have full authority of the board of trustees to act
283 upon routine matters during the interim between board of trustees meetings.

284 (iii) The committee may act on nonroutine matters only under extraordinary and
285 emergency circumstances.

286 (iv) The committee shall report its activities to the board of trustees at its next regular

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

287 meeting following the action.

288 (c) Copies of the board of trustees' bylaws shall be filed with the board.

289 (7) A quorum is required to conduct business and consists of six members.

290 (8) A board of trustees may establish advisory committees.

291 (9) (a) (i) Members who are not government employees shall receive no
292 compensation or benefits for their services, but may receive per diem and expenses incurred
293 in the performance of the member's official duties at the rates established by the Division of
294 Finance under Sections 63A-3-106 and 63A-3-107.

295 (ii) Members may decline to receive per diem and expenses for their service.

296 (b) (i) State government officer and employee members who do not receive salary,
297 per diem, or expenses from their agency for their service may receive per diem and
298 expenses incurred in the performance of their official duties from the board at the rates
299 established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

300 (ii) State government officer and employee members may decline to receive per diem
301 and expenses for their service.

302 (c) (i) Higher education members who do not receive salary, per diem, or expenses
303 from the entity that they represent for their service may receive per diem and expenses
304 incurred in the performance of their official duties from the committee at the rates established
305 by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

306 (ii) Higher education members may decline to receive per diem and expenses for their
307 service.

308 (10) This section does not apply to the Utah ~~College of Applied~~ Institute of
309 Technology.

310

311 **53B-2-106. Duties and responsibilities of the president of each institution --** 312 **Approval by board of trustees.**

313 (1) The president of each institution may exercise grants of power and authority as
314 delegated by the board, as well as the necessary and proper exercise of powers and
315 authority not specifically denied to the institution, its administration, faculty, or students by the
316 board or by law, to assure the effective and efficient administration and operation of the
317 institution consistent with the statewide master plan for higher education.

318 (2) Except as provided by the board, the president of each institution, with the

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

319 approval of the institution's board of trustees may:

320 (a) (i) appoint a secretary, a treasurer, administrative officers, deans, faculty
321 members, and other professional personnel, prescribe their duties, and determine their
322 salaries;

323 (ii) appoint support personnel, prescribe their duties, and determine their salaries from
324 the institution's position classification plan, which may:

325 (A) be based upon similarity of duties and responsibilities within the institution; and

326 (B) as funds permit, provide salary and benefits comparable with private enterprise;

327 (iii) adopt policies for:

328 (A) employee sick leave use and accrual; and

329 (B) service recognition for employees with more than 15 years of employment with
330 the institution;

331 (iv) subject to the authority of, policy established by, and the approval of the board of
332 regents, and recognizing the status of the institutions within the state system of higher
333 education as bodies politic and corporate, appoint attorneys to provide legal advice to the
334 institution's administration and to coordinate legal affairs within the institution. The board of
335 regents shall coordinate activities of attorneys at the institutions of higher education. The
336 institutions shall provide an annual report to the board of regents on the activities of
337 appointed attorneys. These appointed attorneys may not conduct litigation, settle claims
338 covered by the State Risk Management Fund, or issue formal legal opinions but shall, in all
339 respects, cooperate with the Office of the Attorney General in providing legal representation
340 to the institution;

341 (b) provide for the constitution, government, and organization of the faculty and
342 administration, and enact implementing rules, including the establishment of a prescribed
343 system of tenure;

344 (c) authorize the faculty to determine the general initiation and direction of instruction
345 and of the examination, admission, and classification of students. In recognition of the
346 diverse nature and traditions of the various institutions governed by the board, the systems of
347 faculty government need not be identical but should be designed to further faculty
348 identification with and involvement in the institution's pursuit of achievement and excellence
349 and in fulfillment of the institution's role as established in the statewide master plan for higher
350 education; and

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

(d) enact rules for administration and operation of the institution which are consistent with the prescribed role established by the board, rules enacted by the board, or the laws of the state. The rules may provide for administrative, faculty, student, and joint committees with jurisdiction over specified institutional matters, for student government and student affairs organization, for the establishment of institutional standards in furtherance of the ideals of higher education fostered and subscribed to by the institution, its administration, faculty, and students, and for the holding of classes on legal holidays, other than Sunday.

(3) Compensation costs and related office expenses for appointed attorneys shall be funded within existing budgets.

(4) The State Board of Regents shall establish guidelines relating to the roles and relationships between institutional presidents and boards of trustees, including those matters which must be approved by a board of trustees before implementation by the president.

(5) This section does not apply to the Utah ~~[College of Applied]~~ Institute of Technology.

53B-2a-101. Definitions.

As used in this chapter:

(1) "~~[Applied technology]~~ Career and technical education" means organized educational programs offering sequences of courses or skill sets directly related to preparing individuals for paid or unpaid employment in current or emerging occupations that do not require a baccalaureate or advanced degree.

(2) "Board of trustees" means the Utah ~~[College of Applied]~~ Institute of Technology Board of Trustees.

(3) "~~[College-campus]~~ Campus " means a ~~[college]~~ campus of the Utah ~~[College of Applied]~~ Institute of Technology.

(4) "Competency-based" means mastery of subject matter or skill level, as demonstrated through business and industry approved standards and assessments, achieved through participation in a hands-on learning environment, and which is tied to observable, measurable performance objectives.

(5) "High wage jobs" means jobs with an annual salary at or above the median salary in the service region of the ~~[college]~~ campus.

(6) "Open-entry, open-exit" means:

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

383 (a) a method of instructional delivery that allows for flexible scheduling in response to
384 individual student needs or requirements and demonstrated competency when knowledge
385 and skills have been mastered; ~~[and]~~

386 (b) students have the flexibility to begin or end study at any time, progress through
387 course material at their own pace, and demonstrate competency when knowledge and skills
388 have been mastered~~[-] ; and~~

389 ~~_____~~ (c) ~~[If]~~ if competency is demonstrated in a program of study, a credential, certificate,
390 diploma, or degree may be awarded.

391

392 **53B-2a-102. President -- Appointment -- Duties.**

393 (1) (a) The board ~~of trustees~~ shall appoint a president for the Utah ~~[College of~~
394 ~~Applied]~~ Institute of Technology.

395 (b) The president of the Utah ~~[College of Applied]~~ Institute of Technology does not
396 need to have a doctorate degree, but shall have extensive experience in ~~[applied technology]~~
397 career and technical education.

398 (c) The president shall serve at the board's discretion.

399 (d) The names of the final candidates for president of the Utah ~~[College of Applied]~~
400 Institute of Technology shall be publicly disclosed.

401 (e) The chair and vice chair of the Utah ~~[College of Applied]~~ Institute of Technology
402 Board of Trustees shall be members of the search committee for the president.

403 (2) The president shall:

404 (a) direct the Utah ~~[College of Applied]~~ Institute of Technology and coordinate the
405 activities of each of its ~~[college]~~ campuses;

406 ~~[(b) in cooperation with the board of trustees and with the approval of the board,~~
407 ~~develop a competency-based associate of applied technology degree;]~~

408 ~~[(c) ensure that, pursuant to State Board of Regents' rules, an [applied technology]~~
409 ~~career and technical education degree is primarily a terminal degree, but is transferable to a~~
410 ~~bachelor's degree in [applied technology] career and technical education at other higher~~
411 ~~education institutions under specific articulation agreements;]~~

412 ~~[(d)]~~ (b) in consultation with the board of trustees, campus presidents, and campus
413 boards of directors, prepare a comprehensive strategic plan for delivering ~~[applied~~
414 ~~technology]~~ career and technical education through the Utah ~~[College of Applied]~~ Institute of

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

415 Technology ~~[college]~~ campuses;
416 ~~[(e)] (c)~~ after consulting with ~~[local]~~ school districts, charter schools and other higher
417 education institutions in the regions, ensure that the curricula of the Utah ~~[College of Applied]~~
418 Institute of Technology meet the needs of the state, the regions, and the ~~[local]~~ school
419 districts;
420 ~~[(f)] (d)~~ in consultation with the board of trustees, campus presidents, and campus
421 boards of directors, and after consulting with ~~[local]~~ school districts, charter schools, and
422 other higher education institutions in the region, develop strategies for providing ~~[applied]~~
423 technology career and technical education in rural areas, specifically considering the
424 distances between rural ~~[applied technology]~~ career and technical education providers;
425 ~~[(g)] (e)~~ establish minimum standards for ~~[applied technology]~~ career and technical
426 education programs of the Utah ~~[College of Applied]~~ Institute of Technology ~~[college]~~
427 campuses;
428 ~~[(h)] (f)~~ in conjunction with the board of trustees, do the following:
429 (i) develop and implement a system of common definitions, standards, and criteria for
430 tracking and measuring the effectiveness of ~~[applied technology]~~ career and technical
431 education;
432 (ii) maintain a central administration office for coordination, prioritization, support, and
433 reporting of ~~[college]~~ institute functions dealing with:
434 (A) budgets and audits;
435 (B) facilities, including capital, capital development, and leases;
436 (C) management information systems;
437 (D) campus and ~~[college]~~ institute master planning efforts;
438 (E) strategic planning;
439 (F) articulation;
440 ~~[(F)] (G)~~ legislative, State System of Public Education, State System of Higher
441 Education, and Board of Regents contact;
442 ~~[(G)] (H)~~ general data collection; and
443 ~~[(H)] (I)~~ programs, certificates, and curriculum; and
444 (iii) develop and implement a plan to inform citizens about the availability, cost, and
445 advantages of ~~[applied technology]~~ career and technical education;
446 ~~[(f)] (g)~~ after consulting with the State Board of Education, ~~[and local]~~ school districts,

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

447 and charter schools, ensure that secondary students in the public education system have
448 access to ~~[applied technology]~~ career and technical education through the Utah ~~[College of~~
449 ~~Applied]~~ Institute of Technology ~~[college]~~ campuses; ~~[and]~~

450 ~~[(f)]~~ (h) provide expertise ~~[and monitor]~~ [applied technology] for career and technical
451 education within the regions served by Snow College and the College of Eastern Utah in
452 accordance with Sections 53B-16-205 and 53B-16-207.

453 (i) in conjunction with the board of trustees, establish benchmarks, provide oversight,
454 evaluate program performance, and obtain independent audits to ensure that campuses
455 follow the non-credit career and technical education mission described in this part; and

456 (j) appoint campus presidents in accordance with Section 53B-2a-107 and set their
457 salaries with the approval of the board of trustees.

458

459 **53B-2a-103. Utah ~~[College of Applied]~~ Institute of Technology Board of**
460 **Trustees -- Membership -- Terms -- Vacancies -- Oath -- Officers -- Quorum --**
461 **Committees -- Compensation.**

462 (1) (a) There is created the Utah ~~[College of Applied]~~ Institute of Technology Board of
463 Trustees, composed of the following members:

464 (a) ~~[two members]~~ one member of the State Board of Education appointed by the
465 governor with the consent of the Senate;

466 ~~[(b) two members of the State Board of Regents appointed by the governor with the~~
467 ~~consent of the Senate;]~~

468 ~~[(c)]~~ (b) one member representing business and industry employers from the regional
469 board of each regional applied technology college appointed by a majority vote of the
470 business and industry members of the regional board;

471 ~~[(d) one member representing business and industry employers from the Snow~~
472 ~~College applied technology advisory committee appointed by a majority of the business and~~
473 ~~industry members of the advisory committee;~~

474 ~~—— (e) one member representing business and industry employers from the College of~~
475 ~~Eastern Utah applied technology advisory committee appointed by a majority of the business~~
476 ~~and industry members of the advisory committee; and]~~

477 ~~[(f)]~~ (c) one business or industry representative appointed by the governor with the
478 consent of the Senate from nominations submitted by the speaker of the House of

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

479 Representatives and president of the Senate.

480 (d) one representative of unions, trades, or apprenticeship programs who employ
481 workers with career and technical education appointed by the governor with the consent of
482 the Senate;

483 (e) one representative of the Department of Workforce Services appointed by the
484 governor with the consent of the Senate; and

485 (f) one representative of the Governor's Office of Economic Development appointed
486 by the governor with the consent of the Senate

487 (2)(a) In making appointments to the board of trustees, the governor shall consider:

488 (i) individuals from the state at large with due consideration for geographical
489 representation;

490 (ii) individuals recognized for their knowledge and expertise; and

491 (iii) individuals who represent current and emerging technical career clusters of the
492 state.

493 (b) Appointments to the board shall be made on a nonpartisan basis.

494 ~~[(2)]~~ (3) (a) ~~[The]~~ Except as provided under Subsection (3)(b), members of the board
495 of trustees shall be appointed commencing on ~~[September]~~ July 1 of ~~[the]~~ each
496 odd-numbered year ~~[of appointment]~~ to a four-year term. ~~[to:~~

497 ~~— (i) two-year terms for the members described in Subsections (1)(a) and (b); and~~

498 ~~— (ii) four-year terms for the members described in Subsections (1)(c) through (f).]~~

499 (b) Initial terms of the board members beginning on July 1, 2009 shall be staggered
500 with two-year and four-year terms so that approximately one-half of the member's terms will
501 expire in any odd-numbered year.

502 ~~[(b)]~~ (c) An appointed member holds office until a successor is appointed and
503 qualified.

504 (3) When a vacancy occurs in the membership for any reason, the replacement shall
505 be appointed for the unexpired term.

506 (4) (a) Each member shall take the official oath of office prior to assuming the office.

507 (b) The oath shall be filed with the Division of Archives and Records Services.

508 (5) The board of trustees shall elect a chair and vice chair, who serve for two years
509 and until their successors are elected and qualified.

510 (6) (a) The board of trustees may enact bylaws for its own government, including

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

511 provision for regular meetings.

512 (b) (i) The board of trustees may provide for an executive committee in its bylaws.

513 (ii) If established, the committee shall have full authority of the board of trustees to act
514 upon routine matters during the interim between board of trustees meetings.

515 (iii) The committee may act on nonroutine matters only under extraordinary and
516 emergency circumstances.

517 (iv) The committee shall report its activities to the board of trustees at its next regular
518 meeting following the action.

519 ~~[(c) Copies of the board of trustees' bylaws shall be filed with the Board of Regents.]~~

520 (7) A quorum shall be required to conduct business which shall consist of a majority
521 of board of trustee members.

522 (8) The board of trustees may establish advisory committees.

523 (9) (a) (i) Members who are not government employees shall receive no
524 compensation or benefits for their services, but may receive per diem and expenses incurred
525 in the performance of the member's official duties at the rates established by the Division of
526 Finance under Sections 63A-3-106 and 63A-3-107.

527 (ii) Members may decline to receive per diem and expenses for their service.

528 (b) (i) State government officer and employee members who do not receive salary,
529 per diem, or expenses from their agency for their service may receive per diem and
530 expenses incurred in the performance of their official duties from the board of trustees at the
531 rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

532 (ii) State government officer and employee members may decline to receive per diem
533 and expenses for their service.

534 (c) (i) Higher education members who do not receive salary, per diem, or expenses
535 from the entity that they represent for their service may receive per diem and expenses
536 incurred in the performance of their official duties from the board of trustees at the rates
537 established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

538 (ii) Higher education members may decline to receive per diem and expenses for their
539 service.

540

541 **53B-2a-104. Utah ~~[College of Applied]~~ Institute of Technology Board of**
542 **Trustees -- Powers and duties.**

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

The Utah ~~[College of]~~ Institute of Applied Technology Board of Trustees shall:

~~[(1) in cooperation with the president of the Utah [College of Applied] Institute of Technology, and with the approval of the State Board of Regents, develop competency-based associate of [applied technology] career and technical education degrees to be offered by the Utah [College of Applied] Institute of Technology;]~~

~~[(2) approve the courses and requirements for the associate of [applied technology] career and technical education degrees;~~

~~——— (3) ensure that, pursuant to State Board of Regents' rules, [an applied technology] a career and technical education degree is primarily a terminal degree, but is transferable to a bachelor's degree in [applied technology] career and technical education at other higher education institutions under specific articulation agreements;]~~

~~[(4)]~~ (1) ensure that the Utah ~~[College of Applied]~~ Institute of Technology ~~[college]~~ campuses comply with the requirements in Section 53B-2a-106;

(2) appoint the president for the Utah Institute of Technology in accordance with Section 53B-2a-102;

~~[(5)]~~ (3) advise the president of the Utah ~~[College of Applied]~~ Institute of Technology ~~[and the State Board of Regents]~~ on issues related to ~~[applied technology]~~ career and technical education, including articulation;

~~[(6)]~~ (4) receive budget requests from each ~~[college]~~ campus, compile and prioritize the requests, and submit the request to:

(a) the Legislature; and

(b) the Governor's Office of Planning and Budget;

~~[(7)]~~ (5) receive funding requests pertaining to capital facilities and land purchases from each ~~[college]~~ campus, ensure that the requests comply with Section 53B-2a-112, prioritize the requests, and submit the prioritized requests to the State Building Board;

(6) in conjunction with the Utah Institute of Technology president, establish benchmarks, provide oversight, evaluate program performance, and obtain independent audits to and ensure that campuses follow the non-credit career and technical education mission described in this part;

~~[(8)]~~ (7) prepare and submit an annual report detailing its progress and recommendations on ~~[applied technology]~~ career and technical education issues to the governor and to the Legislature's Education Interim Committee by October 31 of each year,

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

575 which shall include information detailing:

576 (a) how the ~~[applied technology]~~ career and technical education needs of secondary
577 students are being met; and

578 (b) how the emphasis on high demand, high wage jobs in business and industry
579 described in Subsection 53B-2a-106(1)(c)(ii) is being provided; ~~[and]~~

580 ~~_____ (c) job placement; and~~

581 ~~[(e)]~~ (d) what access secondary students have to programs offered ~~[-~~

582 ~~_____ (i)]~~ at ~~[college]~~ campuses; ~~and~~ [and]

583 ~~_____ [(ii) within the regions served by Snow College and the College of Eastern Utah;]~~

584 ~~_____ [(9)] (11) receive, by September 30 of each year, an annual report from Snow~~

585 ~~College and the College of Eastern Utah on the status of and maintenance of the effort for~~

586 ~~[applied technology] career and technical education in the regions served by Snow College~~

587 ~~and the College of Eastern Utah, including access to open-entry, open-exit~~

588 ~~competency-based [applied technology] career and technical education programs at the~~

589 ~~tuition rate approved by the Utah [College of Applied] Institute of Technology for adults and~~

590 ~~at no tuition cost to secondary students; [and]]]~~

591 ~~[(10)] (8) [perform other duties and responsibilities prescribed under the policies of]~~

592 collaborate about the delivery of career and technical education with the State Board of

593 Regents, the State Board of Education, the State System of Public Education, the State

594 System of Higher Education, the Department of Workforce Services, and the Governor's

595 Office of Economic Development.

596

597 **53B-2a-105. Utah ~~[College of Applied]~~ Institute of Technology -- Composition.**

598 The Utah ~~[College of Applied]~~ Institute of Technology is composed of the following

599 ~~[college]~~ campuses:

600 (1) the Bridgerland ~~[Applied Technology College]~~ Campus which serves the
601 geographic area encompassing:

602 (a) the Box Elder School District;

603 (b) the Cache School District;

604 (c) the Logan School District; and

605 (d) the Rich School District;

606 (2) the Ogden-Weber ~~[Applied Technology College]~~ Campus which serves the

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

607 geographic area encompassing:

608 (a) the Ogden City School District; and

609 (b) the Weber School District;

610 (3) the Davis [\[Applied Technology College\]](#) Campus which serves the geographic

611 area encompassing:

612 (a) the Davis School District; and

613 (b) the Morgan School District;

614 (4) the Salt Lake/Tooele [\[Applied Technology College\]](#) Campus which serves the

615 geographic area encompassing:

616 (a) the Salt Lake City School District;

617 (b) the Granite School District;

618 (c) the Jordan School District;

619 (d) the Murray School District; and

620 (e) the Tooele School District;

621 (5) the Mountainland [\[Applied Technology College\]](#) Campus which serves the

622 geographic area encompassing:

623 (a) the Alpine School District;

624 (b) the Nebo School District;

625 (c) the Provo School District;

626 (d) the South Summit School District;

627 (e) the North Summit School District;

628 (f) the Wasatch School District; and

629 (g) the Park City School District;

630 (6) the Uintah Basin [\[Applied Technology College\]](#) Campus which serves the

631 geographic area encompassing:

632 (a) the Daggett School District;

633 (b) the Duchesne School District; and

634 (c) the Uintah School District;

635 (7) the Southwest [\[Applied Technology College\]](#) Campus which serves the

636 geographic area encompassing:

637 (a) the Beaver School District;

638 (b) the Garfield School District;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

(c) the Iron School District; and

(d) the Kane School District; and

(8) the Dixie ~~[Applied Technology College]~~ Campus which serves the geographic area encompassing the Washington School District.

53B-2a-106. ~~[College campuses]~~ Campuses -- Duties.

(1) Each Utah ~~[College of Applied]~~ Institute of Technology ~~[college]~~ campus shall:

(a) offer a non-credit, post-secondary and extra-secondary ~~[applied technology]~~ career and technical education curriculum;

(b) offer that curriculum at:

(i) market cost to adult students, as approved by the board of trustees ~~[and the State Board of Regents]~~; and

(ii) no tuition to secondary students within the campus' jurisdiction;

(c) provide ~~[applied technology]~~ career and technical education that will result in:

(i) appropriate licensing, certification, or other evidence of completion of training; and

(ii) qualification for specific employment, with an emphasis on high demand, high wage jobs in business and industry;

~~[(d) offer associate of [applied technology] career and technical degrees that have:~~

~~—— (i) instruction provided in an open-entry, open-exit environment, except as required by external entities; and~~

~~—— (ii) been reviewed by the board of trustees and approved by the State Board of Regents in accordance with Section 53B-1-103;]~~

~~[(e)]~~ (d) develop cooperative agreements with ~~[local]~~ school districts, charter schools, other higher education institutions, businesses, industries, and community and private agencies to maximize the availability of instructional facilities; and

~~[(f)]~~ (e) after consulting with ~~[local]~~ school districts and charter schools within the geographic area served by the ~~[college]~~ campus:

(i) ensure that secondary students in the public education system have access to ~~[applied technology]~~ career and technical education at each ~~[college]~~ campus; and

(ii) prepare and submit an annual report to the Utah ~~[College of Applied]~~ Institute of Technology detailing:

(A) how the ~~[applied technology]~~ career and technical education needs of secondary

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

671 students within the region are being met;

672 (B) what access secondary students within the region have to programs offered at
673 ~~[college]~~ campuses; and

674 (C) how the emphasis on high demand, high wage jobs in business and industry
675 described in Subsection (1)(c)(ii) is being provided.

676 (2) A ~~[college]~~ campus may offer a competency-based high school diploma approved
677 by the State Board of Education in accordance with Section 53A-1-402.

678 (3) A ~~[college]~~ campus may not:

679 (a) offer courses other than ~~[applied technology]~~ career and technical education and
680 preparatory instruction in areas such as reading and mathematics that are necessary for
681 student success in a chosen ~~[applied technology]~~ career and technical education or
682 job-related program;

683 (b) offer a degree ~~[other than an associate of [applied technology] career and~~
684 ~~technical education degree approved by the State Board of Regents in accordance with~~
685 ~~Section 53B-1-103]~~;

686 (c) provide tenure or academic rank for its instructors; and

687 (d) participate in intercollegiate athletics.

688 (4) (a) The mission of a ~~[college]~~ campus is limited to ~~[applied technology]~~ non-credit
689 career and technical education and may not expand to include credit-based academic
690 programs typically offered by community colleges or other institutions of higher education.

691 (b) A ~~[college]~~ campus may not offer a ~~[noncredit]~~ non-credit academic program that
692 is offered as a ~~[noncredit]~~ non-credit program by another higher education institution that is
693 located in the same service region unless the program has received ~~[approval through the~~
694 ~~regional planning process required by the State Board of Regents]~~ the approval of the Utah
695 Institute of Technology board of trustees.

696 ~~[(c) If a program is approved to be offered at more than one institution of higher~~
697 ~~education through the regional planning process required by the State Board of Regents, the~~
698 ~~institutions within that region shall agree to a uniform tuition for that program and submit the~~
699 ~~proposed tuition level to the State Board of Regents for approval.]~~

700 (5) ~~[Each]~~ A campus shall be recognized as a ~~[college]~~ campus of the Utah ~~[College~~
701 ~~of Applied]~~ Institute of Technology, and regional affiliation shall be retained and recognized
702 through local designations such as "Bridgerland Campus of the Utah Institute of Technology

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

~~[Applied Technology College: A Utah College of Applied Technology Campus]."~~

53B-2a-107. Campus presidents -- Appointments -- Duties.

(1) (a) The president of the Utah ~~[College of Applied]~~ Institute of Technology shall after consultation with the campus board of directors and with the approval of board of trustees, appoint a campus president for a [college] campus. ~~[from a list of at least three names submitted to the president by the campus board of directors to]~~

(b) A campus president shall serve as the chief administrative officer of the [college] campus.

~~[(b)]~~ (c) A campus president does not need to have a doctorate degree, but shall have extensive experience in ~~[applied technology]~~ career and technical education.

~~[(c)]~~ (d) A campus president is subject to regular review and evaluation administered by the Utah ~~[College of Applied]~~ Institute of Technology president, in cooperation with the campus board of directors, through a process approved by the board of trustees.

~~[(d)]~~ (e) A campus president serves at the discretion of the Utah ~~[College of Applied]~~ Institute of Technology president, in cooperation with the campus board of directors and the board of trustees.

(2) Each campus president of a [college] campus shall:

(a) serve as the executive officer of the campus board of directors;

(b) administer the day-to-day operations of the [college] campus.

(c) consult with ~~[under the direction of]~~ the campus board of directors; and

(c) administer human resource policies and employee compensation plans in accordance with the requirements of the Utah ~~[College of Applied]~~ Institute of Technology Board of Trustees.

53B-2a-108. Campus boards of directors -- Membership -- Appointments.

~~[Each]~~ A campus shall have a campus board of directors appointed as follows:

(1) the Bridgerland ~~[Applied Technology College]~~ Campus Board of Directors shall be composed of the following ~~[13]~~ 11 members:

(a) one ~~[elected local school board]~~ member appointed by the board of education for the Box Elder School District;

(b) one ~~[elected local school board]~~ member appointed by the board of education for

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

735 the Cache School District;

736 (c) one ~~[elected local school board]~~ member appointed by the board of education for
737 the Logan School District;

738 (d) one ~~[elected local school board]~~ member appointed by the board of education for
739 the Rich School District;

740 (e) one member ~~[of]~~ appointed by the Utah State University board of trustees; and

741 ~~[(f) one member of the State Board of Regents designated by the chair of the State~~
742 ~~Board of Regents to serve a one-year term; and]~~

743 ~~[(g)]~~ (f) ~~[seven]~~ six representatives of business or industry employers within the
744 region appointed jointly by the members appointed under Subsections (1)(a) through ~~[(f)]~~ (e);

745 (2) the Ogden-Weber ~~[Applied Technology College]~~ Campus Board of Directors shall
746 be composed of the following ~~[11]~~ 9 members:

747 (a) one ~~[elected local school board]~~ member appointed by the board of education for
748 the Ogden City School District;

749 (b) one ~~[elected local school board]~~ member appointed by the board of education for
750 the Weber School District;

751 (c) one ~~[elected local school board]~~ member jointly appointed by the boards of
752 education for the Ogden City School District and the Weber School District;

753 (d) one member ~~[of]~~ appointed by the Weber State University board of trustees; and

754 ~~[(e) one member of the State Board of Regents designated by the chair of the State~~
755 ~~Board of Regents to serve a one-year term; and]~~

756 ~~[(f)]~~ (e) ~~[six]~~ five representatives of business or industry employers within the region
757 appointed jointly by the members appointed under Subsections (2)(a) through ~~[(e)]~~ (d);

758 (3) the Davis ~~[Applied Technology College]~~ Campus Board of Directors shall be
759 composed of the following ~~[11]~~ 9 members:

760 (a) one ~~[elected local school board]~~ member appointed by the board of education for
761 the Davis School District;

762 (b) one ~~[elected local school board]~~ member appointed by the board of education for
763 the Morgan School District;

764 (c) one ~~[elected local school board]~~ member jointly appointed by the boards of
765 education for the Davis School District and the Morgan School District;

766 (d) one member ~~[of]~~ appointed by the Weber State University board of trustees;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

767 ~~[(e) one member of the State Board of Regents designated by the chair of the State~~
768 ~~Board of Regents to serve a one-year term; and]~~

769 ~~[(f)]~~ (e) ~~[six]~~ five representatives of business or industry employers within the region
770 appointed jointly by the members appointed under Subsections (3)(a) through ~~[(e)]~~ (d);

771 (4) the Salt Lake/Tooele ~~[Applied Technology College]~~ Campus Board of Directors
772 shall be composed of the following ~~[15]~~ 13 members:

773 (a) one ~~[elected local school board]~~ member appointed by the board of education for
774 the Salt Lake City School District;

775 (b) one ~~[elected local school board]~~ member appointed by the board of education for
776 the Granite School District;

777 (c) one ~~[elected local school board]~~ member appointed by the board of education for
778 the Jordan School District;

779 (d) one ~~[elected local school board]~~ member appointed by the board of education for
780 the Murray School District;

781 (e) one ~~[elected local school board]~~ member appointed by the board of education for
782 the Tooele School District;

783 (f) one member ~~[of]~~ appointed by the Salt Lake Community College board of trustees;
784 and

785 ~~[(g) one member [of the State Board of Regents] designated by the chair of the State~~
786 ~~Board of Regents [to serve a one-year term]; and]~~

787 ~~[(h)]~~ (g) ~~[eight]~~ seven representatives of business or industry employers within the
788 region appointed jointly by the members appointed under Subsections (4)(a) through ~~[(g)]~~ (f);

789 (5) the Mountainland ~~[Applied Technology College]~~ Campus Board of Directors shall
790 be composed of the following ~~[19]~~ 17 members:

791 (a) one ~~[elected local school board]~~ member appointed by the board of education for
792 the Alpine School District;

793 (b) one ~~[elected local school board]~~ member appointed by the board of education for
794 the Nebo School District;

795 (c) one ~~[elected local school board]~~ member appointed by the board of education for
796 the Provo School District;

797 (d) one ~~[elected local school board]~~ member appointed by the board of education for
798 the South Summit School District;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

799 (e) one ~~[elected local school board]~~ member appointed by the board of education for
800 the North Summit School District;

801 (f) one ~~[elected local school board]~~ member appointed by the board of education for
802 the Wasatch School District;

803 (g) one ~~[elected local school board]~~ member appointed by the board of education for
804 the Park City School District;

805 (h) one member ~~[of]~~ appointed by the Utah Valley University board of trustees;

806 ~~[(i) one member of the State Board of Regents designated by the chair of the State~~
807 ~~Board of Regents to serve a one-year term; and]~~

808 ~~[(f)]~~ (i) ~~[ten]~~ nine representatives of business or industry employers within the region
809 appointed jointly by the members appointed under Subsections (5)(a) through ~~[(f)]~~ (h);

810 (6) the Uintah Basin ~~[Applied Technology College]~~ Campus Board of Directors shall
811 be composed of the following ~~[11]~~ nine members:

812 (a) one ~~[elected local school board]~~ member appointed by the board of education for
813 the Daggett School District;

814 (b) one ~~[elected local school board]~~ member appointed by the board of education for
815 the Duchesne School District;

816 (c) one ~~[elected local school board]~~ member appointed by the board of education for
817 the Uintah School District;

818 (d) one member ~~[of]~~ appointed by the Utah State University board of trustees; and

819 ~~[(e) one member of the State Board of Regents designated by the chair of the State~~
820 ~~Board of Regents to serve a one-year term; and]~~

821 ~~[(f)]~~ (e) ~~[six]~~ five representatives of business or industry employers within the region
822 appointed jointly by the members appointed under Subsections (6)(a) through ~~[(e)]~~ (d);

823 (7) the Southwest ~~[Applied Technology College]~~ Campus Board of Directors shall be
824 composed of the following ~~[13]~~ 11 members:

825 (a) one ~~[elected local school board]~~ member appointed by the board of education for
826 the Beaver School District;

827 (b) one ~~[elected local school board]~~ member appointed by the board of education for
828 the Garfield School District;

829 (c) one ~~[elected local school board]~~ member appointed by the board of education for
830 the Iron School District;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

- 831 (d) one ~~[elected local school board]~~ member appointed by the board of education for
832 the Kane School District;
- 833 (e) one member ~~[of]~~ appointed by the Southern Utah University board of trustees; and
834 ~~[(f) one member of the State Board of Regents designated by the chair of the State~~
835 ~~Board of Regents to serve a one-year term; and]~~
- 836 ~~[(g)]~~ ~~(f)~~ ~~[seven]~~ six representatives of business or industry employers within the region
837 appointed jointly by the members appointed under Subsections (7)(a) through ~~[(f)]~~ (e);
- 838 (8) the Dixie ~~[Applied Technology College]~~ Campus Board of Directors shall be
839 composed of the following ~~[11]~~ nine members:
- 840 (a) three ~~[elected local school board]~~ members appointed by the board of education
841 for the Washington School District;
- 842 (b) one member ~~[of]~~ appointed by the Dixie State College of Utah board of trustees;
843 and
- 844 ~~[(c) one member of the State Board of Regents designated by the chair of the State~~
845 ~~Board of Regents to serve a one-year term; and]~~
- 846 ~~[(d)]~~ ~~(c)~~ ~~[six]~~ five representatives of business or industry employers within the region
847 appointed jointly by the members appointed under Subsections (8)(a) through ~~[(e)]~~ (b); and
- 848 (9) the representatives of business or industry employers shall be _
- 849 (a) appointed jointly by the designated members from a list of names provided by
850 local organizations or associations whose members employ workers with [applied
851 technology] career and technical education~~[:]~~ ;
- 852 (b) individuals recognized for their knowledge and expertise;
- 853 (c) individuals who represent current and emerging technical career clusters of the
854 state; and.
- 855 (d) appointed on a nonpartisan basis.

857 **53B-2a-109. Campus boards of directors -- Terms -- Quorum -- Chair--** 858 **Compensation.**

- 859 (1) (a) At the first meeting of a campus board of directors after ~~[September 1, 2001]~~
860 July 1, 2009:
- 861 (i) the representatives ~~[from the]~~ appointed by the local school boards shall divide up
862 their positions so that approximately half of them serve for two-year terms and half serve for

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

863 four-year terms; and

864 (ii) the representatives from business and industry employers shall divide up their
865 positions so that approximately half of them serve for two-year terms and half serve for
866 four-year terms.

867 (b) Except as provided in Subsection (1)(a) ~~[and except for State Board of Regents~~
868 ~~members who serve a one-year term]~~, individuals appointed to a campus board of directors
869 shall serve four-year terms.

870 (2) The original appointing authority shall fill any vacancies that occur on the campus
871 board of directors.

872 (3) A majority of the campus board of directors is a quorum.

873 (4) ~~[The]~~ A campus board of directors shall elect a chair from its membership.

874 (5) (a) (i) Members who are not government employees shall receive no
875 compensation or benefits for their services, but may receive per diem and expenses incurred
876 in the performance of the member's official duties from the campus board of directors at the
877 rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

878 (ii) Members may decline to receive per diem and expenses for their service.

879 (b) (i) Higher education members who do not receive salary, per diem, or expenses
880 from the entity that they represent for their service may receive per diem and expenses
881 incurred in the performance of their official duties from the campus board of directors at the
882 rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

883 (ii) Higher education members may decline to receive per diem and expenses for their
884 service.

885 (c) (i) Members appointed by local school boards who do not receive salary, per diem,
886 or expenses from the entity that they represent for their service may receive per diem and
887 expenses incurred in the performance of their official duties from the campus board of
888 directors at the rates established by the Division of Finance under Sections 63A-3-106 and
889 63A-3-107.

890 (ii) Local school board members may decline to receive per diem and expenses for
891 their service.

892 (6) (a) ~~[Each]~~ A campus board of directors may enact bylaws for its own government,
893 including provision for regular meetings, that are in accordance with the policies of the Utah
894 ~~[College of Applied]~~ Institute of Technology.

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

895 (b) (i) The campus board of directors may provide for an executive committee in its
896 bylaws.

897 (ii) If established, the committee shall have the full authority of the campus board of
898 directors to act upon routine matters during the interim between [regional] board meetings.

899 (iii) The committee may act on nonroutine matters only under extraordinary and
900 emergency circumstances.

901 (iv) The committee shall report its activities to the campus board of directors at its
902 next regular meeting following the action.

903 (7) A [regional] campus board of directors may establish advisory committees.

904
905 **53B-2a-110. Campus board of directors -- Powers and duties.**

906 (1) [Each] A campus board of directors shall:

907 (a) assist the campus president in preparing [prepare and submit] a budget request
908 for its annual operations to the Utah [College of Applied] Institute of Technology Board of
909 Trustees;

910 (b) after consulting with the Utah [College of Applied] Institute of Technology, other
911 higher education institutions, [and] [local] school districts, and charter schools within its
912 region, prepare a comprehensive strategic plan for delivering [applied technology] career and
913 technical education within its region;

914 (c) consult with business, industry, the Department of Workforce Services, the
915 Governor's Office of Economic Development, and the Governor's Office of Planning and
916 Budget on an ongoing basis to determine what workers and skills are needed for
917 employment in Utah businesses and industries;

918 (d) develop programs based upon the information gathered in accordance with
919 Subsection (1)(c), including expedited program approval and termination procedures to meet
920 market needs;

921 (e) adopt an annual budget and fund balances;

922 (f) develop policies for the operation of applied technology education facilities under
923 its jurisdiction;

924 (g) establish human resources and compensation policies for all employees in
925 accordance with policies of the Utah [College of Applied] Institute of Technology Board of
926 Trustees;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

- 927 (h) approve credentials for employees and assign employees to duties in accordance
928 with the Utah ~~[College of Applied]~~ Institute of Technology Board of Trustees policies and
929 accreditation guidelines;
- 930 (i) conduct annual program evaluations;
- 931 (j) appoint program advisory committees and other advisory groups to provide
932 counsel, support, and recommendations for updating and improving the effectiveness of
933 training programs and services;
- 934 (k) approve regulations, both regular and emergency, to be issued and executed by
935 the campus president;
- 936 (l) coordinate with local school boards, ~~[and]~~ school districts, and charter schools to
937 protect the ~~[applied technology]~~ career and technical education needs of secondary students;
938 and
- 939 (m) develop policies and procedures for the admission, classification, instruction, and
940 examination of students in accordance with the policies and accreditation guidelines of the
941 Utah ~~[College of Applied]~~ Institute of Technology~~[,] and~~ the State Board of Education~~[, and~~
942 ~~the State Board of Regents]~~.
- 943 (2) A campus board of directors may not exercise any jurisdiction over ~~[applied~~
944 ~~technology]~~ career and technical education provided by a ~~[local]~~ school district or charter
945 school or provided by a higher education institution independently of a ~~[college]~~ campus.
- 946 (3) If a program advisory committee or other advisory group submits a printed
947 recommendation to the campus board of directors, the campus board of directors shall
948 acknowledge the recommendation with a printed response that explains the campus board
949 of directors' action regarding the recommendation and the reasons for the action.
- 950
- 951 **53B-2a-111. ~~[State]~~ Board of ~~[Regents]~~ Trustees -- Consultation with ~~[boards~~**
952 **~~of trustees]~~ State Board of Regents.**
- 953 (1) The ~~[board]~~ Utah Institute of Technology Board of Trustees shall consult with the
954 ~~[Utah College of Applied Technology Board of Trustees or the president of the Utah College~~
955 ~~of Applied Technology or both before acting on matters pertaining to the]~~ ~~[Utah College of~~
956 ~~Applied Technology]~~ State Board of Regents to coordinate the delivery of career and
957 technical education.
- 958 ~~[(2) The board shall consult with a campus board of directors or the campus president~~

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

959 ~~or both before acting on matters pertaining to a college campus:]~~

960 ~~[(3)] (2)~~ The Utah Institute of Technology Board of Trustees ~~[board]~~ may[:

961 ~~—— (a) call] request~~ meetings with the State Board of Regents. ~~[Utah College of Applied~~
962 ~~Technology Board of Trustees or one or more of the campus boards of directors; and~~

963 ~~—— (b) appoint committees to perform duties assigned by the board that include:~~

964 ~~—— (i) (A) members of the Utah College of Applied Technology Board of Trustees; or~~

965 ~~—— (B) administrators of the Utah College of Applied Technology; or~~

966 ~~—— (ii) (A) members of one or more of the campus boards of directors; or~~

967 ~~—— (B) administrators, faculty staff members, or students of one or more of the college~~
968 ~~campuses:]~~

969

970 **53B-2a-112. ~~[College campuses]~~ Campuses -- Relationships with other public**
971 **and higher education institutions -- Agreements -- Priorities -- New capital facilities.**

972 (1) As used in this section, "higher education institution" means, for each ~~[college]~~
973 campus, the higher education institution designated in Section 53B-2a-108, except for the
974 State Board of Regents, to have a representative on its campus board of directors.

975 (2) A ~~[college]~~ campus shall avoid any unnecessary duplication of ~~[applied~~
976 ~~technology]~~ career and technical education instructional facilities, programs, administration,
977 and staff between the ~~[college]~~ campus and other public and higher education institutions.

978 (3) A ~~[college]~~ campus may enter into agreements:

979 (a) with other higher education institutions to cultivate cooperative relationships;

980 (b) with other public and higher education institutions to enhance ~~[applied technology]~~
981 career and technical education within its region; or

982 (c) to comply with Subsection (2).

983 (4) Before a ~~[college]~~ campus develops its own new instructional facilities, it shall give
984 priority to:

985 (a) maintaining its own existing instructional facilities for both secondary and adult
986 students;

987 (b) coordinating with the president of a higher education institution and entering into
988 any necessary agreements to provide ~~[applied technology]~~ career and technical education to
989 both secondary and adult students that:

990 (i) maintain and support existing higher education ~~[applied technology]~~ career and

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

991 technical education programs; and

992 (ii) maximize the use of existing higher education facilities; and

993 (c) developing cooperative agreements with [local] school districts, charter schools,
994 other higher education institutions, businesses, industries, and community and private
995 agencies to maximize the availability of [applied technology] career and technical education
996 instructional facilities for both secondary and adult students.

997 (5) (a) Before submitting a funding request pertaining to new capital facilities and land
998 purchases to the Utah [College of Applied] Institute of Technology, a [college] campus shall:

999 (i) ensure that all available instructional facilities are maximized in accordance with
1000 Subsections (4)(a) through (c); and

1001 (ii) coordinate the request with the president of a higher education institution, if
1002 applicable.

1003 (b) The State Building Board shall make a finding that the requirements of this section
1004 are met before it may consider a funding request of the Utah [College of Applied] Institute of
1005 Technology pertaining to new capital facilities and land purchases.

1006 (c) A [college] campus may not construct, approve the construction of, plan for the
1007 design or construction of, or consent to the construction of an [applied technology] career
1008 and technical education facility without approval of the Legislature.

1009 (6) Before acquiring new fiscal and administrative support structures, a [college]
1010 campus shall:

1011 (a) review the use of existing public or higher education administrative and accounting
1012 systems, financial record systems, and student and financial aid systems for the delivery of
1013 [applied technology] career and technical education in the region;

1014 (b) determine whether it is feasible to use those existing systems; and

1015 (c) with the approval of the campus board of directors and the board of trustees, use
1016 those existing systems.

1017 ~~[(7)(a) The higher education institution for the region shall have the first opportunity~~
1018 ~~to offer the general education courses that are required for an associate of [applied~~
1019 ~~technology] career and technical education degree offered by the Utah [College of Applied]~~
1020 ~~Institute of Technology, at the [college] campus site.~~

1021 ~~—— (b) The content of the general education courses described in Subsection (7)(a) shall~~
1022 ~~be defined by the higher education institution for the region in a manner consistent with the~~

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1023 ~~needs of the Utah [College of Applied] Institute of Technology.~~

1024 ~~—— (c) If the higher education institution for the region is unable to offer the courses~~
1025 ~~described in Subsection (7)(a), other institutions of higher education may offer those~~
1026 ~~courses.]~~

1027 ~~[(d) The college campuses shall be responsible to provide technical skills training and~~
1028 ~~basic skills as required by business and industry towards an associate of applied technology~~
1029 ~~degree.]~~

1030

1031 **53B-2a-113. [College campuses] Campuses -- Leasing authority --**

1032 **Lease-purchase agreements -- Report.**

1033 (1) In accordance with Subsection 53B-2a-112(2), a [college] campus may enter into
1034 a lease with other higher education institutions, public school districts, charter schools, state
1035 agencies, or business and industry for a term of:

1036 (a) one year or less with the approval of the campus board of directors ; and

1037 (b) more than one year with the approval of the board of trustees and:

1038 (i) the approval of funding for the lease by the Legislature prior to a [college] campus
1039 entering into the lease; or

1040 (ii) the lease agreement includes language that allows termination of the lease without
1041 penalty.

1042 (2) (a) In accordance with Subsection 53B-2a-112(2), a [college] campus may enter
1043 into a lease-purchase agreement if:

1044 (i) there is a long-term benefit to the state;

1045 (ii) the project is included in both the campus and Utah [College of Applied] Institute
1046 of Technology master plans;

1047 (iii) the lease-purchase agreement includes language that allows termination of the
1048 lease;

1049 (iv) the lease-purchase agreement is approved by the campus board of directors and
1050 the board of trustees; and

1051 (v) the lease-purchase agreement is:

1052 (A) reviewed by the Division of Facilities Construction and Management;

1053 (B) reviewed by the State Building Board; and

1054 (C) approved by the Legislature.

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

(b) An approval under Subsection (2)(a) shall include a recognition of:

(i) all parties, dates, and elements of the agreement;

(ii) the equity or collateral component that creates the benefit; and

(iii) the options dealing with the sale and division of equity.

(3) (a) Each ~~[college]~~ campus shall provide an annual lease report to the board of trustees that details each of its leases, annual costs, location, square footage, and recommendations for lease continuation.

(b) The president of the Utah ~~[College of Applied]~~ Institute of Technology shall compile and distribute an annual combined lease report for all ~~[college]~~ campuses to the Division of Facilities Construction Management and to others upon request.

(4) The Utah ~~[College of Applied]~~ Institute of Technology shall use the annual combined lease report in determining planning, utilization, and budget requests.

53B-2a-114. Utah Institute of Technology -- Institutional name change.

(1) Beginning July 1, 2009, the Utah College of Applied Technology shall be known as the Utah Institute of Technology

(2) The Utah Institute of Technology is a continuation of the Utah College of Applied Technology and shall:

(a) possess all rights, title, privileges, powers, immunities, franchises, endowments, property, and claims of the college; and

(b) fulfill and perform all obligations of the college, including obligations relating to outstanding bonds and notes.

53B-6-101. Additional responsibilities of the board -- Studies and evaluations -- Master plan for higher education -- Productivity -- Institutional student assessment -- Biennial accountability report to the Legislature.

(1) The board shall conduct continuing studies and evaluations of the facilities, grounds, buildings, and equipment at the higher education institutions under its jurisdiction and use space utilization and other studies conducted by the State Building Board.

(2) The board shall establish and maintain an up-to-date master plan which shall include:

(a) providing for statewide planning of public higher education in terms of aims,

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1087 purposes, and objectives of the system as a whole;

1088 (b) establishing and defining the role and programs of each institution within the
1089 system;

1090 (c) establishing criteria for and determination of the future needs and requirements for
1091 new programs and new institutions and the elimination, curtailment, or consolidation of
1092 existing programs and facilities;

1093 (d) providing for the initiation and financing of projects as considered necessary to
1094 meet and satisfy the projected patterns of growth and maintenance;

1095 (e) establishing criteria for and determination of the operating and capital budgetary
1096 needs of each institution and the system as a whole;

1097 (f) recommending the methods and sources of future financial support of the higher
1098 education system;

1099 (g) establishing procedures for the development of maximum utilization of existing
1100 facilities as suggested by space utilization studies conducted by the State Building Board;
1101 and

1102 (h) securing an adequate and coordinated program for the community colleges and
1103 ~~[applied technology/technical]~~ career and technical education programs in the institutions and
1104 departments in the state system of higher education.

1105 (3) (a) The board may do all things necessary for the effective implementation of the
1106 statewide master plan as adopted and revised by the board from time to time.

1107 (b) The State Board of Education and the Utah ~~[College of Applied]~~ Institute of
1108 Technology shall provide ~~[applied technology]~~ career and technical education staff
1109 assistance to the State Board of Regents in support of master planning activities related to
1110 ~~[applied technology]~~ career and technical education in higher education.

1111 (4) (a) The board shall adopt rules and initiate programs to promote and increase
1112 productivity in the state system of higher education.

1113 (b) The board shall require each college and university in the system to establish
1114 multiple measures of institutional and student assessment in order to improve student
1115 instruction, academic programs, and learning opportunities.

1116 (c) The board shall submit a biennial accountability report to the Legislature, which
1117 shall include such factors as:

1118 (i) space utilization, faculty productivity, and other similar measures of the

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1119 management of institutional resources at each institution; and

1120 (ii) student assessment at entry to each institution, at critical midway points, and at
1121 exit.

1122 (d) The board shall establish a systemwide committee to address assessment and
1123 accountability issues and propose essential elements to be included in the biennial report.

1124

1125 **53B-8-105. New Century scholarships -- High school requirements.**

1126 (1) (a) In addition to Centennial Scholarships awarded under Section 53A-15-102 and
1127 Career Teaching Scholarships awarded under Title 53B, Chapter 10, Terrel H. Bell Teaching
1128 Incentive Loan Program, the State Board of Regents and the State Board of Education shall
1129 jointly award New Century scholarships.

1130 (b) In order to qualify for a New Century scholarship, a student in Utah schools shall
1131 complete the requirements for an:

1132 (i) associate degree; or

1133 (ii) approved math and science curriculum.

1134 (c) The requirements under Subsection (1)(b) shall be completed:

1135 (i) September 1 of the year the student's class graduates from high school; and

1136 (ii) with at least a "B" average or 3.0 grade point average.

1137 (d) The State Board of Regents shall develop and approve the math and science
1138 curriculum described under Subsection (1)(b)(ii).

1139 (2) (a) The scholarship may be used at a:

1140 (i) higher education institution within the state system of higher education that offers
1141 baccalaureate programs; or

1142 (ii) private, nonprofit college or university in the state accredited by the Northwest
1143 Association of Schools and Colleges that offers baccalaureate programs.

1144 (b) (i) If used at an institution within the state system of higher education, the
1145 scholarship is equal in value to 75% of the tuition costs at the selected institution.

1146 (ii) If used at an institution not within the state system of higher education, the
1147 scholarship is equal in value to 75% of the tuition costs at the institution, not to exceed 75%
1148 of the average tuition costs at the institutions referred in Subsection (2)(b)(i).

1149 (c) Each scholarship is valid for up to two years of full-time equivalent enrollment, or
1150 until the requirements for a baccalaureate degree have been met, whichever is shorter.

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1151 (d) The State Board of Regents may grant a leave of absence to a scholarship holder,
1152 but the scholarship must be used in its entirety within five years after completion of high
1153 school.

1154 (3) The New Century scholarship may be canceled at any time by the institution of
1155 attendance if the student fails to:

1156 (a) maintain a "B" average for two consecutive semesters; or

1157 (b) make reasonable progress towards the completion of a baccalaureate degree.

1158 (4) (a) The Legislature shall make an annual appropriation from the General Fund to
1159 the State Board of Regents for the costs associated with the New Century scholarship
1160 program authorized under this section.

1161 (b) It is understood that the appropriation is offset in part by the state moneys that
1162 would otherwise be required and appropriated for these students if they were enrolled in a
1163 four-year postsecondary program at a state-operated institution.

1164 (c) Notwithstanding Subsections (1) and (2), if the appropriation under Subsection
1165 (4)(a) is insufficient to cover the costs associated with the New Century scholarship program,
1166 the State Board of Regents may limit or reduce scholarships.

1167 (5) This section does not apply to a student who completes an associate of applied
1168 technology degree from the Utah College of Applied Technology or a degree from the Utah
1169 Institute of Technology.

1170

1171 **53B-8-108. Regents' Scholarship Program -- General provisions -- Board** 1172 **policies.**

1173 (1) The Regents' Scholarship Program is created to award merit scholarships to
1174 students who complete a rigorous core course of study in high school.

1175 (2) A student who is awarded the Base Regents' Scholarship established in Section
1176 53B-8-109 may also be awarded each of the supplemental awards established in Sections
1177 53B-8-110 and 53B-8-111.

1178 (3) A Regents' Scholarship may only be used at a:

1179 (a) higher education institution within the state system of higher education, including
1180 the Utah ~~[College of Applied]~~ Institute of Technology;

1181 (b) private, nonprofit college or university in this state that is accredited by the
1182 Northwest Association of Schools and Colleges; or

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

(c) Western Undergraduate Exchange program that is approved by the board.

(4) (a) Except as provided in Subsection (4)(b), a scholarship holder shall enroll full time at a higher education institution within the state system of higher education within 12 months of the student's high school graduation.

(b) The State Board of Regents may grant a leave of absence to a scholarship holder, but the scholarship shall be used in its entirety within five years after completion of high school.

(5) (a) The board shall annually report on the Regents' Scholarship Program at the beginning of each school year to the Education Interim Committee and the Higher Education Appropriations Subcommittee.

(b) The report shall include the number of students in each school district and public high school who meet the academic criteria for the Base Regents' Scholarship and for the Exemplary Academic Achievement Scholarship.

(c) The State Board of Education, school districts, and public high schools shall cooperate with the State Board of Regents to facilitate the collection and distribution of Regents' Scholarship Program data.

(6) The State Board of Education shall annually provide the State Board of Regents a complete list of directory information, including student name and address, for all grade 8 students in the state.

(7) The board shall, by July 15, 2008, adopt policies establishing:

(a) the high school and college course requirements, including group credit requirements, described in Subsection 53B-8-109(1)(e);

(b) the cumulative grade point average required in Sections 53B-8-109 and 53B-8-111;

(c) the additional weights assigned to grades earned in certain courses for purposes of calculating a student's cumulative high school grade point average;

(d) the regional accrediting bodies that may accredit a private high school described in Subsection 53B-8-109(1)(a)(ii);

(e) the application process for a Regents' Scholarship, including procedures to allow a parent or student to apply for the scholarship on-line; and

(f) Western Undergraduate Exchange programs that are approved for the use of a Regents' Scholarship.

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1215 (8) (a) The Legislature shall make an annual appropriation from the Education Fund
1216 to the State Board of Regents for the costs associated with the Regents' Scholarship
1217 Program authorized under this section and Sections 53B-8-109, 53B-8-110, and 53B-8-111.

1218 (b) Notwithstanding the provisions of this section and Sections 53B-8-109, 53B-8-110,
1219 and 53B-8-111, if the appropriation under Subsection (8)(a) is insufficient to cover the costs
1220 associated with the Regents' Scholarship Program, the State Board of Regents may limit or
1221 reduce the Base Regents' Scholarships and supplemental awards.

1222

1223 **53B-16-102. Changes in curriculum -- Substantial alterations in institutional**
1224 **operations -- Periodic review of programs -- [Applied technology] career and technical**
1225 **education curriculum changes.**

1226 (1) Under procedures and policies approved by the board and developed in
1227 consultation with each institution of higher education, each institution may make such
1228 changes in its curriculum as necessary to better effectuate the institutional role previously
1229 approved by the board.

1230 (2) Notice of a change in the curriculum shall in all cases be promptly submitted to the
1231 board.

1232 (3) The board shall establish procedures and policies for considering institutional
1233 proposals for substantial alterations in the scope of existing institutional operations.

1234 (4) Alterations shall not be made without prior approval of the state board.

1235 (5) For purposes of this section, "substantial alteration" means the establishment of a
1236 branch, extension center, college, professional school, division, institute, department, or a
1237 new program in instruction, research, or public services or a new degree, diploma, or
1238 certificate.

1239 (6) The board shall conduct periodic reviews of all programs of instruction, research,
1240 and public service at each institution, including those funded by gifts, grants, and contracts,
1241 and may require the modification or termination of any program.

1242 (7) Prior to requiring modification or termination of a program, the board shall give the
1243 institution adequate opportunity for a hearing before the board.

1244 (8) In making decisions related to [applied technology] career and technical education
1245 curriculum changes, the board shall request a review of the proposed changes by the State
1246 Board of Education to ensure an orderly and systematic [applied technology] career and

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1247 technical education curriculum that eliminates overlap and duplication of course work with the
1248 high schools [and] , the Utah [College of Applied] Institute of Technology , and other
1249 institutions of higher education.

1250

1251 **53B-16-204. Salt Lake Skills Center -- Role and mission -- Supervision and**
1252 **administration.**

1253 (1) (a) There is hereby established a Salt Lake Skills Center.

1254 (b) The center shall provide short-term, intensive, noncredit, vocational-technical
1255 training specifically designed for economically disadvantaged students and educationally
1256 disadvantaged students.

1257 (c) Training at the center shall focus on immediate job entry skills.

1258 (2) (a) The [State Board of Regents] Utah Institute of Technology shall exercise
1259 general control and supervision over the center.

1260 (b) [Salt Lake Community College] The Salt Lake/Tooele Campus shall administer the
1261 center under the [board's] Utah Institute of Technology Board of Trustee's supervision.

1262 (c) The Salt Lake/Tooele Campus shall collaborate with Salt Lake Community College
1263 about the facilities and operations of the center.

1264 [Drafter's Note: Could repeal Section 53B-16-204 and re-enact in Chapter 2a]

1265

1266 **53B-16-205. Establishment of Snow College Richfield campus -- Supervision**
1267 **and administration -- Transition -- Institutional mission.**

1268 (1) There is established a branch campus of Snow College in Richfield, Utah,
1269 hereafter referred to as the Snow College Richfield campus.

1270 (2) Snow College shall administer the branch campus under the general control and
1271 supervision of the State Board of Regents as an integrated part of Snow College's mission,
1272 programs, and curriculum.

1273 (3) Snow College shall:

1274 (a) maintain a strong curriculum in [applied technology and technical] career and
1275 technical education courses at the Snow College Richfield campus and within the region
1276 served by Snow College which can be transferred to other institutions within the higher
1277 education system, together with lower division courses and courses required for associate
1278 degrees in science, arts, applied science, and [applied technology] career and technical

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1279 education;

1280 (b) work with [local] school districts and charter schools in developing an aggressive
1281 concurrent enrollment program in cooperation with Snow College Richfield campus; and

1282 (c) provide, through the Snow College Richfield Campus, for open-entry, open-exit
1283 competency-based [applied technology] career and technical education programs, at the
1284 tuition rate approved by the [Utah College of Applied Technology] board for adults and at no
1285 tuition cost to secondary students, that emphasize short-term job training or retraining for
1286 immediate placement in the job market and serve the geographic area encompassing:

- 1287 (i) the Juab School District;
1288 (ii) the Millard School District;
1289 (iii) the Tintic School District;
1290 (iv) the North Sanpete School District;
1291 (v) the South Sanpete School District;
1292 (vi) the Wayne School District;
1293 (vii) the Piute School District; and
1294 (viii) the Sevier School District.

1295 (4) Snow College may not exercise any jurisdiction over [applied technology] career
1296 and technical education provided by a [local] school district or charter school independently
1297 of Snow College.

1298 (5) Snow College shall report to the [Utah College of Applied Technology] State
1299 Board of Education by September 30 of each year on the status of and maintenance of the
1300 effort for [applied technology] career and technical education in the region served by Snow
1301 College, including access to open-entry, open-exit competency-based [applied technology]
1302 career and technical education programs at the tuition rate approved by the [Utah College of
1303 Applied Technology] board for adults and at no tuition cost to secondary students.

1304 **53B-16-206. Snow College -- [Applied technology] Career and technical**
1305 **education advisory committee -- Membership -- Duties.**

1306 (1) The Snow College Richfield campus shall have [an applied technology] a career
1307 and technical education advisory committee composed of the following 19 members:

1308 (a) one elected local school board member appointed by the board of education for
1309 the Juab School District;

1310 (b) one elected local school board member appointed by the board of education for

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1311 the Millard School District;

1312 (c) one elected local school board member appointed by the board of education for
1313 the Tintic School District;

1314 (d) one elected local school board member appointed by the board of education for
1315 the North Sanpete School District;

1316 (e) one elected local school board member appointed by the board of education for
1317 the South Sanpete School District;

1318 (f) one elected local school board member appointed by the board of education for
1319 the Wayne School District;

1320 (g) one elected local school board member appointed by the board of education for
1321 the Piute School District;

1322 (h) one elected local school board member appointed by the board of education for
1323 the Sevier School District;

1324 (i) one member of the Snow College board of trustees appointed by the president of
1325 Snow College; and

1326 (j) ten representatives of business or industry within the region appointed by the
1327 president of Snow College from nominations of the members appointed under Subsections
1328 (1)(a) through (i).

1329 (2) The ~~[applied technology]~~ career and technical education advisory committee
1330 shall:

1331 (a) after consulting with Snow College and local school districts within its region,
1332 prepare a comprehensive strategic plan for delivering ~~[applied technology]~~ career and
1333 technical education within its region;

1334 (b) make recommendations regarding what skills are needed for employment in Utah
1335 businesses and industries;

1336 (c) recommend programs based upon the information gathered in accordance with
1337 Subsection (2)(b);

1338 (d) review annual program evaluations;

1339 (e) provide counsel, support, and recommendations for updating and improving the
1340 effectiveness of ~~[applied technology]~~ career and technical education programs and
1341 services, including expedited program approval and termination of procedures, consistent
1342 with Board of Regents' policy;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

(f) monitor program advisory committees and other advisory groups to provide counsel, support, and recommendations for updating and improving the effectiveness of training programs and services; and

(g) coordinate with local school boards , [and] school districts , and charter schools to protect and enhance the applied technology education needs of secondary students.

53B-16-207. College of Eastern Utah -- ~~[Applied technology]~~ Career and technical education -- Supervision and administration -- Transition -- Institutional mission.

(1) The College of Eastern Utah shall:

(a) maintain a strong curriculum in ~~[applied technology]~~ career and technical education courses at its campus and within the region it serves which can be transferred to other institutions within the higher education system, together with lower division courses and courses required for associate degrees in science, arts, applied science, and ~~[applied technology]~~ career and technical education ;

(b) work with ~~[local]~~ school districts and charter schools in developing an aggressive concurrent enrollment program; and

(c) provide for open-entry, open-exit competency-based ~~[applied technology]~~ career and technical education programs, at the tuition rate approved by the Utah ~~[College of Applied]~~ Institute of Technology for adults and at no tuition cost to secondary students, that emphasize short-term job training or retraining for immediate placement in the job market and serve the geographic area encompassing:

(i) the Carbon School District;

(ii) the Emery School District;

(iii) the Grand School District; and

(iv) the San Juan School District.

(2) The College of Eastern Utah may not exercise any jurisdiction over ~~[applied technology]~~ career and technical education provided by a ~~[local]~~ school district or charter school independently of the College of Eastern Utah.

(3) The College of Eastern Utah shall report to the ~~[Utah College of Applied Technology]~~ State Board of Education by September 30 of each year on the status of and maintenance of the effort for ~~[applied technology]~~ career and technical education in the

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1375 region served by the College of Eastern Utah, including access to open-entry, open-exit
1376 competency-based ~~[applied technology]~~ career and technical education programs at the
1377 tuition rate approved by the ~~[Utah College of Applied Technology]~~ board for adults and at no
1378 tuition cost to secondary students.

1379

1380 **53B-16-208. The College of Eastern Utah -- ~~[Applied technology]~~ Career and**
1381 **technical education advisory committee -- Membership -- Duties.**

1382 (1) The College of Eastern Utah shall have ~~[an applied technology]~~ a career and
1383 technical education advisory committee composed of the following 11 members:

1384 (a) one elected local school board member appointed by the board of education for
1385 the Carbon School District;

1386 (b) one elected local school board member appointed by the board of education for
1387 the Emery School District;

1388 (c) one elected local school board member appointed by the board of education for
1389 the Grand School District;

1390 (d) one elected local school board member appointed by the board of education for
1391 the San Juan School District;

1392 (e) one member of the College of Eastern Utah board of trustees appointed by the
1393 president of the College of Eastern Utah; and

1394 (f) six representatives of business or industry within the region appointed by the
1395 president of the College of Eastern Utah from members of the program advisory committees
1396 overseeing career and technical education in the region.

1397 (2) The ~~[applied technology]~~ career and technical education advisory committee
1398 shall:

1399 (a) after consulting with the College of Eastern Utah ~~[and]~~ , school districts, and
1400 charter schools within its region, prepare a comprehensive strategic plan for delivering
1401 ~~[applied technology]~~ career and technical education within its region;

1402 (b) make recommendations regarding what skills are needed for employment in Utah
1403 businesses and industries;

1404 (c) recommend programs based upon the information gathered in accordance with
1405 Subsection (2)(b);

1406 (d) review annual program evaluations;

WORKING DRAFT -- FOR DISCUSSION PURPOSES ONLY

1407 (e) provide counsel, support, and recommendations for updating and improving the
1408 effectiveness of ~~[applied technology]~~ career and technical education programs and services,
1409 including expedited program approval and termination of procedures, consistent with Board
1410 of Regents' policy;

1411 (f) monitor program advisory committees and other advisory groups to provide
1412 counsel, support, and recommendations for updating and improving the effectiveness of
1413 training programs and services; and

1414 (g) coordinate with local school boards ~~[and]~~ , school districts, and charter schools to
1415 protect and enhance the ~~[applied technology]~~ career and technical education needs of
1416 secondary students.

1417

1418 Section 1. **Effective date.**

1419 ~~This bill takes effect on July 1, 2009.~~

1420

1421 NOTES:

1422 Refine definitions in Section 53B-2a-101

1423 Handle transition within existing budgets

1424 Audit follow-up?

1425 Split effective dates?